



UNITED STATES DEPARTMENT OF COMMERCE
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SERIAL NUMBER	FILED DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
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			EXAMINER
ART UNIT		PAPER NUMBER	
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ALEXANDRIA VA 22320

07M1/0705

DATE MAILED: 07/05/01

REQUIREMENT TO PROVIDE PROPER SECURITY STATUS OF APPLICATION

- ☒ This application was filed with national security markings but without a recommendation for a secrecy order under 35 USC § 181. The applicant must either remove the markings, or obtain a secrecy order.
☐ This application includes a secrecy order under 35 USC § 181 but was filed with improper national security markings.

The national security markings placed on this application:

- ☐ appear to be in compliance with the provisions of Executive Order 12958.
- ☐ are not in compliance with the following provisions of Executive Order 12958:
 - ☐ they do not use the terms "Confidential," "Secret" or "Top Secret;"
 - ☐ they do not include a concise reason for classification;
 - ☐ they do not identify by name, or personal identifier, and position of the original classification authority;
 - ☐ they do not identify the agency and office of origin;
 - ☐ they do not include proper declassification instructions.

If the national security markings have been identified above as not being in compliance with Executive Order 12958 and the applicant does not remove such markings, the applicant is also required to correct any deficiencies in the markings in response to this requirement.

Obtaining a Secrecy Order and/or correcting or removing security markings:

Since this application has been filed with national security markings, it is presumed that the federal agency having the property interest in the invention has reviewed the subject matter for national security purposes (if there is no government property interest in this application, applicant should so state in response to this letter). Applicant is advised that an agency security review must include a determination of whether to recommend a secrecy order under 35 USC § 181. A properly classified patent application would qualify for a secrecy order. However, no secrecy order recommendation has been received for this application. Applicant is required to contact the federal agency having a property interest in this application and either:

1. obtain a secrecy order recommendation from the federal agency, and/or
2. obtain authorization to remove all security markings from the application or correct the deficiencies in the markings.

If no secrecy order recommendation and/or authorization to cancel/correct the security markings can be obtained from the federal agency within TWO MONTHS from the mailing of this letter, applicant must provide full details of all efforts taken to obtain such information and must, at a minimum provide the full name, telephone number, office and agency of the relevant security contact person at the federal agency (if there is no federal property interest in the application, the response must so state).